

the penalties proposed in the amendments are more realistic. This is the Attorney General's office now, okay. Second, the penalties proposed in the amendments are more realistic in terms of the way society operates today. Under LB 38 gambling in the first degree was a Class 3 and gambling in the second degree was a Class 1 misdemeanor. That is essentially the amendment to the amendment I'm offering. The highest grade misdemeanor I'm saying for the bigger offense or what, more than \$500, and that's up to a year in jail...up to a year in jail. I guess maybe I think that's too strong, but I do believe...I do believe locking people up, Mr. and Mrs. Joe Citizen, our filling station owner, our contractors, our drug store owners, the old gal on welfare out in Holt County that may be taking a couple of bets or booking, I don't think it makes sense to be locking her up for five years at my expense, taxpayer expense, and then financing her kids on welfare because she took some bets with some people, acted as a conduit. So, I submit that amendment. That's what it does, it changes it to the high-grade misdemeanor, highest grade misdemeanor rather than the lowest grade felony. Okay, another problem... I'm reading the letter again..."Another problem that has arisen in connection with gambling devices and lotteries has been addressed in the draft amendments." So this is in the bill too. "Historically in Nebraska the possession, use, manufacture, sale or transfer of gambling devices has been unlawful. Under the law at the current time there are a number of types of gambling devices that appear to be lawful under the gambling sections," and please listen now, you're going to get a shock, "these would include pickle cards, punch boards, perhaps slot machines and other similar devices that have similarity to a lottery". Basically what that letter says is if somebody wants to test it, slot machines are legal in Nebraska if you handle it right, whereas the old gal that took the bets goes to prison for five years for gambling but the slot machines are legal... great. "All three offices, and we're talking about Douglas County, Lancaster County, Attorney General...all three offices believe that this would be beneficial, particularly with respect to the pickle cards, punch boards and other devices currently being utilized in a number of areas across the state. LB 900 in defining a lottery limits to a large extent the way in which lotteries can be conducted. It is necessary that there be an exchange of something for value for chances, one or more of which is designated the winning chance. The determination of the winning chances by luck is based on a drawing or some other method involving chance and that the holders are to receive something of value. So we straightened out the lottery system in the state with these. Section 9